SINGLE BENCH

P.R. No. 6129/05
Presented by Shri Bhushan Payshi
dated 5/12/05

(1) 3

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

WRIT PETITION NO.6129 OF 2005

PETITIONER : Smt. Kumari Gupta Wife of Shri Suresh Kumar Gupta, aged about 46 years, Resident of Block Colony, P.H.C. Quarters, Pendraroad, District Bilaspur (C.G.).

VERSUS

RESPONDENTS:

1. State of Chhattisgarh, Through: The Secretary, Health and Family Welfare Department, D.K.S. Bhawan, Mantralaya, Raipur (C.G.).

2. The Chief Medical Officer, Bilaspur, Dist. Bilaspur (C.G.).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI, PROHIBITION ETC.

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

17

आदेश पत्रक

मामला क्रमांक W.P 6129/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

9-12-2005

Shri Bhaskar Payasi, counsel for the petitioner.

Shri Vivek Sharma, Panel Lawyer for the State, on advance copy.

Heard.

Counsel for the petitioner submits that the petitioner has been transferred as per Annexure P-1 dated 31-8-2005 during the ban period. He further submits that in Community Health Centre, Gurela no othe lady health visitor is posted who had undergone Vaccination Training under the Immunization Programme. He further submits that she submitted a representation as per Annexure P-3 and her case has been recommended by the Additional Collector as per Annexure P-4. He submits that for the present he may be given an opportunity to make a representation before the respondents.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising her grievances before the competent authority of respondents along with a copy of the petition and this order within 15 days from today and on such representation being filed, the competent authority of respondents shall decide the same on its own merits in accordance with law as early as possible preferably within two months from the date of receipt of the representation. It is made clear that if any grievance remains, the petitioner may avail the remedy available under the law.

Counsel further submits that the petitioner has not been relieved and he may be allowed to continue till the decision of the representation.

It is directed that if the petitioner has not been relieved, he may be allowed to continue till the representation is decided.

With the aforesaid observations, this petition stands disposed of.

Consequently M.W.P.No. 4871/2005 and I.A. No. 10146/2005 also stand disposed of. Certified copy as per rules.

Parthale

Sd/-
Fakhruddin
Judge